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5 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
6 AT SEATTLE

7 UNITED STATES OF AMERICA, )  
8 )  
9 Plaintiff, ) Case No. MJ08-528-BAT  
10 )  
11 v. ) DETENTION ORDER  
12 )  
13 HIGINIO ANDRADE-AGUILAR, )  
14 )  
15 Defendant. )  
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Offense charged:

Illegal Reentry after Deportation

Date of Detention Hearing: November 20, 2008.

The Court, having conducted a detention hearing pursuant to Title 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- (1) Defendant has been charged by complaint with illegal reentry after deportation.
- (2) Defendant is a citizen of Mexico. The Court received no information about his personal history, residence, family ties, employment history, or health.

1 (3) Because defendant is not a citizen, an immigration and customs detainer has been  
2 lodged against him. In view of these circumstances, the defendant through his attorney  
3 stipulated to detention.

4 It is therefore ORDERED:

5 (1) Defendant shall be detained pending trial and committed to the custody of the  
6 Attorney General for confinement in a correctional facility separate, to the extent practicable,  
7 from persons awaiting or serving sentences, or being held in custody pending appeal;

8 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
9 counsel;

10 (3) On order of a court of the United States or on request of an attorney for the  
11 Government, the person in charge of the correctional facility in which Defendant is confined shall  
12 deliver the defendant to a United States Marshal for the purpose of an appearance in connection  
13 with a court proceeding; and

14 (4) The clerk shall direct copies of this order to counsel for the United States, to counsel  
15 for the defendant, to the United States Marshall, and to the United States Pretrial Services Officer.

16 DATED this 20<sup>th</sup> day of November, 2008.

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19 BRIAN A. TSUCHIDA  
20 United States Magistrate Judge  
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